

FEBRUARY 11, 1817.

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Read twice, and committed to a committee of the whole House  
to-morrow.

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## A Bill

*For the relief of Thomas Malone, Josiah Carney, John Floyd  
McGrew, John Johnson, and Rhodominci H. Gilmer.*

1     *Be it enacted by the Senate and House of Representatives*  
2     *of the United States of America, in Congress assembled, That*  
3     Thomas Malone, Josiah Carney, John F. McGrew, John John-  
4     son, and R. H. Gilmer, or their legal representatives, claiming  
5     land by virtue of Spanish grants in that part of the Mississippi  
6     Territory east of Tombigby, to which the Indian title was ex-  
7     tinguished by a treaty made at Mount Dexter on the sixteenth  
8     day of November, one thousand eight hundred and five,  
9     be, and they are hereby authorized to file their claim  
10    with the register and receiver of the land office east of  
11    Pearl river, who shall, thereupon, proceed to receive and  
12    record evidence for and against the same ; and if it shall appear  
13    that the original claimant resided within the Territory on the

14 twenty-seventh day of, October, one thousand seven hundred  
15 and ninety-five, and that such lands were actually inhabited and  
16 cultivated on, or prior to that day, by such original claimant,  
17 or for his use, and that such warrant was granted prior to that  
18 day, then the said register and receiver shall make out to such  
19 claimant, or his legal representative, a certificate of confirma-  
20 tion, which shall be transmitted, together with the evidence so  
21 recorded, to the commissioner of the general land office, for  
22 which services the said register and receiver shall each receive  
23 five dollars. And if it shall appear to the said commissioner  
24 that such certificates have been fairly obtained, and are satisfac-  
25 torily supported by the evidence, then patents shall be granted  
26 in like manner, as is provided by law for the other lands of the  
27 United States: *Provided however*, That no person shall be en-  
28 titled to the benefit of this act where the original claimant shall  
29 have received a donation grant, unless he shall file with the said  
30 register a relinquishment of the same to the United States from  
31 the person holding under such donation, or shall pay for such  
32 donation claim at the rate of two dollars per acre, in the same  
33 manner as other lands of the United States are paid for: *And*  
34 *provided moreover*, That where the land, or any part thereof,  
35 claimed by virtue of such Spanish warrant, shall have been al-  
36 ready disposed of by the United States, the present occupant  
37 shall not be disturbed, but the claimant under this act shall be  
38 entitled to a credit for the same quantity of land, not exceeding

39 six hundred and forty acres, in any entry which he may make  
40 with the register of the land office east of Pearl river, of any  
41 land which has been offered for sale, and has not been sold in  
42 the said district : *And provided also*, That no one of those who  
43 shall claim the benefits of this act, shall be entitled to a grant  
44 or grants of land in the whole for more than six hundred and  
45 forty acres.